

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

NOV 14 2005

JOHN F. CORCORAN, CLERK  
BY: *J. C. Clark*  
DEPUTY CLERK

ANTHONY JOSEPH TURNER, ) DEPUTY  
Plaintiff, )  
v. ) Civil Action No. 7:05-cv-00686  
CORRECTIONS OFFICER P. )  
BLEVINS, et. al., )  
Defendants. ) DISMISSAL ORDER  
By: Hon. James C. Turk  
Senior United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

**ADJUDGED and ORDERED**

that plaintiff's implicit request to proceed in forma pauperis without prepayment of the filing fee is **DENIED**; the action, construed as a civil rights complaint pursuant to 42 U.S.C. §1983, is **DISMISSED** without prejudice, pursuant to 28 U.S.C. §1915(g); and the action is stricken from the active docket of the court

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to plaintiff and to counsel of record for the defendants.

ENTER: This 15<sup>th</sup> day of November, 2005.

James L. Bush  
Senior United States District Judge